

EIGHTIETH DAY.

(Continued.)

AFTER RECESS.

(Saturday, May 6, 1899.)

President Pro Tem. Stafford called the Senate to order at 10 a. m.

PENDING BUSINESS.

The Chair laid before the Senate, on second reading,

Senate bill No. 323 (anti-trust bill), action being on Senator Greer's amendment (see above).

Pending action, Senator James sent up the following privileged committee report:

Committee Room,
Austin, Texas, May 5, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 347, being a bill to be entitled "An Act to amend Section 6 of an act passed by the Twenty-sixth Legislature, entitled 'An Act to create and maintain a more efficient public road system for Cass county,'"

And find the same correctly engrossed.

JAMES, Chairman.

Senator Wayland moved to adjourn until Tuesday next at 10 a. m.

Senator Goss moved to adjourn until Monday next at 10 a. m.

The Senate adjourned until Tuesday next at 10 a. m. by the following vote:

Yeas—12.

Atlee.	Lloyd.
Dibrell.	Morriss.
Greer.	Patterson.
Grinnan.	Ross.
Johnson.	Wayland.
Kerr.	Yett.

Nays—7.

Goss.	Stafford.
Gough.	Terrell.
James.	Turney.
Miller.	

Absent.

Burns.	Odell.
Davidson.	Potter.
Hanger.	Sebastian.
Lewis.	Stone.
Linn.	Yantis.
Neal.	

Absent—Excused.

McGee.

EIGHTY-FIRST DAY.

Senate Chamber,
Austin, Texas, Tuesday, May 9, 1899.

Senate met pursuant to adjournment. President Pro Tem. Stafford in the chair.

Roll called. No quorum. the following Senators answering to their names:

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Goss.	Patterson.
Greer.	Potter.
Grinnan.	Ross.
Hanger.	Sebastian.
James.	Stafford.
Johnson.	Wayland.
Kerr.	Yett.

Absent.

Dibrell.	Odell.
Gough.	Stone.
Lewis.	Terrell.
Linn.	Turney.
Neal.	Yantis.

Absent—Excused.

McGee.

Senator Miller moved a call of the Senate for the purpose of securing a quorum, which was ordered, the following Senators answering to their names:

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Goss.	Patterson.
Greer.	Potter.
Grinnan.	Ross.
Hanger.	Sebastian.
James.	Stafford.
Johnson.	Wayland.
Kerr.	Yett.

Absent.

Dibrell.	Odell.
Gough.	Stone.
Lewis.	Terrell.
Linn.	Turney.
Neal.	Yantis.

Absent—Excused.

McGee.

No quorum.

Senator Terrell was announced.

Quorum announced present.

Prayer by the Chaplain, Rev. Dr. Denison.

Pending the reading of the Journal of Friday last,

On motion of Senator Patterson, the same was dispensed with.

PETITIONS AND MEMORIALS.

By Senator Wayland:

Petition of citizens of Robertson county, asking the passage of the Parish convict bill.

Read, and referred to the Committee on Penitentiaries.

COMMITTEE REPORTS.

MAJORITY REPORT.

Committee Room,
Austin, Texas, May 9, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Towns and City Corporations, to whom was referred

House bill No. 387, being a bill to be entitled "An Act to authorize the city councils of all cities and towns incorporated under the general laws of this State to regulate the charge and fix the rates to be charged by all water companies and all other corporations engaged in supplying water or other commodities to the public, or engaged in any other public business within the limits of said cities or towns and occupying the streets and other public places for that purpose, and to prescribe reasonable rules and regulations therefor, and to protect said companies and corporations or persons from imposition,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

Favorable floor report—James, Greer, Hanger, Davidson and Miller.

MILLER, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, May 9, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: A minority of your Committee on Towns and City Corporations, to whom was referred

House bill No. 387, being a bill to be entitled "An Act to authorize the city councils of all cities and towns incorporated under the general laws of this State to regulate the charge and fix the rates to be charged by all water companies and all other corporations engaged in supplying water or other commodities to the public, or engaged in any other public business within the limits of said cities or towns and occupying the streets and other public places for that purpose, and to prescribe reasonable rules and regulations therefor, and to protect said

companies and corporations or persons from imposition,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it *do not pass*.

STAFFORD,
ATLEE,
BURNS,
ROSS.

Committee Room,
Austin, Texas, May 5, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 319, being a bill to be entitled "An Act to incorporate the city of Beaumont, to grant it a special charter, and to fix its boundaries,"

And find the same correctly enrolled, and have this day, at 5:45 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 5, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 314, being a bill to be entitled "An Act to amend Subdivision 2, Article 22, Title IV, of the Revised Civil Statutes of Texas, 1895, so as to extend the times of the terms of the District Court in Nacogdoches county, and change the time of holding district court in Angelina and Cherokee counties,"

And find the same correctly enrolled, and have this day, at 5:45 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 5, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 337, being a bill to be entitled "An Act to consolidate Soule University of Chappell Hill, Washington county, Texas, and Chappell Hill Female College of the same place, under the name of Chappell Hill Female College, and to incorporate Chappell Hill Female College, and defining its powers and duties, and declaring an emergency,"

And find the same correctly enrolled, and have this day, at 5:45 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 5, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 294, being a bill to be entitled "An Act to reorganize the Thirty-fourth Judicial District of Texas, to prescribe the time of holding the terms of the District Court therein, and to repeal all laws in conflict with this act,"

And find the same correctly enrolled, and have this day, at 5:45 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 5, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 48, being a bill to be entitled "An Act to amend Chapter No. 134, Sections Nos. 1, 7 and 15, of the General Laws of the Twenty-fourth Legislature, of 'An Act to create a more efficient road system for Hill, Coke, Hunt, Jackson, Bee and Victoria counties, Texas, and making county commissioners of said counties ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and providing for the appointment of deputy road commissioners, and defining the powers and duties of such county commissioners, and providing for the appointment of road overseers, and defining their duties, and for the working of county convicts upon the public roads of said counties, and providing for officers' fees and rewards for the capture of escaped convicts, and to provide for the manner of training hedges along any public road, and to provide for the summoning of teams for road work, and for an allowance of time of road service for same, and fixing a penalty for a violation of this act, and repeal laws in conflict with this act,"

And find the same correctly enrolled, and have this day, at 5:45 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 9, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 350, being a bill to be entitled "An Act to provide for the purchase of one hundred acres of land, known as the Magnus T. Habermehl homestead, in the Arthur McCormick league, in order that the State of Texas may own and preserve the San Jacinto battle grounds,"

And find the same correctly engrossed.

JAMES, Chairman.

Committee Room,
Austin, Texas, April 20, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 189, being a bill to be entitled "An Act to give the Board of Regents of the University of Texas the absolute and exclusive management and control of the mineral lands of the University,"

And find the same correctly engrossed.

JAMES, Chairman.

Committee Room,
Austin, Texas, May 9, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 349, being a bill to be entitled "An Act to authorize, enable and permit school district No. fourteen (No. 14), of the county of Jefferson, and State of Texas, to incorporate as an independent school district for free school purposes only, to be known as the 'Port Arthur Independent School District,' with all the powers, rights and duties of independent school districts formed by incorporation of towns and villages for free school purposes only,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it *do* pass, and recommend that the same be not printed.

GOSS, Chairman.

BILLS AND RESOLUTIONS.

By Senator Davidson:

Senate bill No. 352, A bill to be entitled "An Act to regulate the carriage of freight and baggage over the lines of

common carriers, and to fix their liability for damages to the same when said damages occur beyond its lines."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Patterson:

Senate bill No. 353, A bill to be entitled "An Act to prohibit gambling in cotton and other agricultural products, to suppress and prevent conspiracy against trade, and to fix penalties upon those who are engaged therein, or in any manner aid or assist or take any part in procuring or promoting such enterprises."

Read first time, and referred to Judiciary Committee No. 2.

Call concluded.

HOUSE MESSAGE.

The following message was received from the House:

Hall of the House of Representatives,
Austin, Texas, May 9, 1899.

Hon. Jas. N. Browning, President of the Senate.

I am directed by the House to inform the Senate of the passage of the following bills:

Senate bill No. 332, A bill to be entitled "An Act to provide for the organization of corporations for the purpose of the storage and transportation and purchase and sale of oil, salt brine, gas and other minerals; to provide the manner and method of organizing such corporations; to prescribe the rights, powers, privileges and duties of such corporations; to authorize such corporations to construct, operate and maintain pipe lines, tanks, pump stations, buildings, machinery, apparatus and devices as may be necessary; to own, use and occupy lands, easements, buildings and structures; to empower such corporations to condemn lands and other property for the uses and purposes of such corporations, and to provide the methods therefor; issue stock and bonds and to borrow money and mortgage its franchises and property."

Also House bill No. 495, A bill to be entitled "An Act to validate and quiet titles to public free school, university and asylum lands sold prior to January 1, 1899; to provide for patents, and to prescribe limitation for bringing suits for the recovery of such land."

Also House refuses to concur in Senate amendments to House bill No. 412, and asks for a Free Conference Committee, and appoints the following members as said committee: Messrs. Garner, Decker, Caldwell, McClellan and Russell, and the bill is herewith returned.

House also grants request of the Senate asking for a Free Conference Committee on Senate bill No. 175, and appoints the following on the part of the House: Messrs. Monroe, Morrow, Cole, Garner and Tate, and the bill is herewith returned.

House also grants the request of the Senate for a Free Conference Committee on Substitute Senate bill No. 19, and appoints the following on the part of the House: Messrs. Prince, Barbee, Shelburne, Frost and Oliver, and the bill is herewith returned.

Respectfully,

LEE J. ROUNTREE,

Chief Clerk House of Representatives.

IN SENATE.

The above reported House bill No. 495 was read first time, and referred to the Committee on Public Lands and Land Office.

REFUSED TO CONCUR.

Senator Goss called up

Senate bill No. 316, A bill to be entitled "An Act to amend Article 4218y, of Chapter 129, Acts of 1897, and providing for the sale of State school lands in counties organized prior to January 1, 1877, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency," which had passed the House with amendments, and moved that the Senate *do not* concur in said amendments, and that the Senate request the appointment of a Free Conference Committee to consider the difference of the two houses.

So ordered, and the Chair appointed as committee on the part of the Senate, Senators Goss, Terrell, Sebastian, James and Atlee.

CONCURRED.

Senator Morriss called up

Senate bill No. 166, A bill to be entitled "An Act to amend Article 713, of Chapter 11, Title XXI, of the Revised Civil Statutes of the State of Texas, and to add Article 713a to said Chapter 11, Title XXI, of said Revised Civil Statutes of the State of Texas, relating to the purposes for which private corporations may be created," which had passed the House with amendments, and moved that the Senate concur in said amendments.

Concurred.

EXECUTIVE MESSAGES.

The following messages from the Governor were received:

(1)

EXECUTIVE OFFICE,
STATE OF TEXAS,
Austin, Texas, May 9, 1899.

To the Honorable, the Senate.

The advice and consent of the Senate is asked to the following appointments:

Frank A. Williams of Houston county, Associate Justice of the Supreme Court, vice Leroy G. Denman, resigned.

Charles Rogan of Brown county, Commissioner of the General Land Office, vice George W. Finger, deceased.

Oscar E. Reynaud, Clerk of the Criminal District Court of Harris county, Texas.

JOSEPH D. SAYERS,
Governor.

(2)

EXECUTIVE OFFICE,
STATE OF TEXAS,
Austin, Texas, May 9, 1899.

To the Honorable, the Senate.

I have to ask the advice and consent of the Senate to the appointment as notaries public of the persons whose names appear upon the accompanying list. My information is that all of the parties named have been recommended to me either by a Senator or Representative.

JOSEPH D. SAYERS,
Governor.

SUPPLEMENTAL NOTARY LIST.

ANDERSON COUNTY.

Palestine—Sam Dexter, B. H. Gardner, B. S. Gardner.

Brushy Creek—Theodore Reeves.

Kickapoo—J. D. Askew, Steve Horn.

Elkhart—John Parker, Sr.

Ten Colony—W. L. Durden.

AUSTIN COUNTY.

New Ulm—E. H. Schranberg.

ANGELINA COUNTY.

Lufkin—E. L. Gammage, Herbert Englefield.

ARANSAS COUNTY.

Rockport—J. M. Hoopes.

BRAZOS COUNTY.

Stone City—C. A. Glenn.

Steele's Store—Cliff Adams.

BAYLOR COUNTY.

Seymour—R. W. Talley.

Temple—J. A. Wilkerson.

BEE COUNTY.

Beeville—J. F. Burke.

BROWN COUNTY.

Brownwood—Geo. B. Savage, Henry Drane, Milliard Romines, R. P. Conner.

Clio—A. F. Bowden, J. H. Johnson.

Blankett—Jesse Whitehead.

Thrifty—N. J. Smith.

BANDERA COUNTY.

Bandera—I. B. Langford.

BELL COUNTY.

Oenaville—W. P. Phears.

Cyclone—William Maresh.

BOSQUE COUNTY.

Meridian—A. A. Lumpkin.

BREWSTER COUNTY.

Alpine—Alfonso Cook.

Marathon—B. E. Shepherd, L. L. Hess.

BORDEN COUNTY.

Gail—E. R. Yellott.

BRAZORIA COUNTY.

Amsterdam—W. Weyant, Jr.

Hinkle's Ferry—J. V. Hinkle.

Angleton—A. B. Mayes.

Arcola—J. R. Holley.

Brazoria—M. S. Perry.

Cedar Lake—D. J. Ogburn.

Columbia—J. C. Underwood.

Damon—A. L. Woodward.

Velasco—C. G. Vogel.

Manvel—D. W. Lentz.

BOWIE COUNTY.

Texarkana—I. M. Purcell.

New Boston—W. L. Tapp.

Dekalb—T. J. McMichael.

Dalby Springs—W. W. Shaw.

Hodgson—Lee Harkey.

Almont—Dock Boswell.

BURLESON COUNTY.

Caldwell—E. S. Peters.

BURNET COUNTY.

Smithwick—A. W. Miller.

Burnet—J. A. Crews.

Corwin—J. B. Pangle.

BASTROP COUNTY.

Elgin—S. J. Isaacs.

McDade—J. T. Martin.

CHEROKEE COUNTY.

Jacksonville—J. L. Duty, J. H. French, J. W. French, J. E. McFarland.

Rusk—S. P. Wilson.

COMANCHE COUNTY.

Comanche—L. B. Russell, Jr., J. M. Presler, H. M. Hutchison, A. G. Adams, Jr., R. C. Joiner, C. A. Joiner.

DeLeon—A. R. Pool, Arthur Waldrop.

CHAMBERS COUNTY.

Turtle Bayou—Charles M. Wilcox.

BEXAR COUNTY.

San Antonio—Sam Applewhite, J. D. Anderson, R. F. Alexander, G. O. Brown, Alexander Boynton, Miss A. M. Braden, Hermann Breusing, Charles W. Beckman, Charles H. Bertrand, W. C. Berry, B. F. Baugh, Frank J. Broschardt, J. A. Bitter, R. L. Ball, R. F. Blair, S. R. Beloate, Bascom Bell, Albert W. Bitter, Juan E. Barrera, George Brown, C. C. Clamp, Mrs. M. E. Casey, C. G. Carttar, C. M. Coble, Miss Lila G. Cunningham, Miss Ozella J. Cude, Frank H. Cassiano, R. A. Campbell, Miss L. V. Carnal, J. Stuart Clark, J. Hubert Cornyn, J. C. Carr, F. W. Church, Frank Creswell, William Dobrowolski, W. H. Dodson, Jr., Charles Dittmar, Charles Deussen, F. C. Davis, H. E. Ellsworth, S. C. Eldridge, J. M. Eckford, Elias Edmonds, M. H. Erskine, J. B. Flannery, Gustav Frasch, John A. Fraser, Ernest Fellbaum, Joseph Flory, W. P. Finley, Ben S. Fisk, J. D. Guinn, Everett G. Graves, C. A. Goeth, Leonard Garza, Jr., Frank G. Grigg, J. N. Groesbeeck, A. A. Gray, Jno. T. Hambleton, R. W. Heilig, Theodore Harris, George R. Hines, F. W. Harden, Louis Heuermann, R. S. Halcomb, A. E. Heilbron, George T. Howard, C. Q. Harper, F. A. Hess, George W. Huntress, W. W. Herron, Vivian E. Hamilton, E. D. Henry, Thomas Haynes, N. S. Graham, Mrs. Mary Irving, W. P. Ingrum, H. R. Ihrie, James R. Jones, Louis F. Kullak, Miss E. L. Koen, H. Karber, F. C. Klieforth, W. M. Knox, W. C. Kroeger, George C. Lester, H. M. Landauer, Henry Laager, W. H. Lipscomb, George H. Lester, F. A. Moore, George Moore, A. J. May, L. William Menger, C. B. Mullaly, J. Muir, Jr., J. W. Maddox, J. L. Mott, Jr., Albert Maverick, J. C. Meredith, M. I. McKelligon, G. S. McFarland, C. H. McGinnis, William Nagle, J. R. Norton, T. J. Newton, Frank R. Newton, Charles M. Newton, Edward F. O'Brien, John A. O'Connor, C. F. Parkison, D. J. Powell, George Powell, J. I. Poor, Conrad Roth, Joseph Ryan, J. H. Ragsdale, W. P. Rote, Henry Rhein, C. S. Robinson, Henry C. Seele, Earl Scott, R. L. Summerlin, William S. Smith, R. W. Stayton, Andrew Silcock, W. G. M. Samuel, Wenona Stamps, William L. Stiles, John Stappenbeck, Solon

Stewart, William Simmang, Eugene E. Stephenson, William S. Smith, G. H. Schneider, Henry Ryder Taylor, Gerrard Tarleton, W. S. Temple, James V. Upson, J. F. Van Duzor, T. T. VanderHoeven, A. E. V. Wright, C. H. Weiss, A. H. Worden, Mason Williams, Charles Wernette, Miss Rose Warburton, W. F. Woods, L. N. Walthall, Arthur Wynne, J. E. Webb, J. H. Wallace, T. M. Watlington, E. B. Johnson, N. A. Young, J. T. Woodhull, W. F. Swank, Ella Campbell, Bird Henry, T. E. Hennessy, Len Magruder, T. S. Harrison, Lewis Carpenter, H. N. Pollard, W. F. Moore.

Elmendorf—Russell Howard.

Bexar—W. Kenney.

Losaya—Julian C. Gallardo.

COLORADO COUNTY.

Columbus—Jas. A. Toliver.

COOKE COUNTY.

Gainesville—Sam W. Gladney, L. L. Blackburn, C. O. Turner, L. B. Lindsay, Marvin E. Blackburn.

Era—M. W. Thompson.

Marysville—John B. Burton.

CORYELL COUNTY.

Gatesville—W. A. McBeth.

Jonesboro—Z. T. Durham.

Oglesby—F. G. Ross.

CASS COUNTY.

Almira—J. S. Mills.

Atlanta—E. A. Allday.

Cusseta—Mrs. Gertrude Curtwright.

Linden—O. N. Hines.

CLAY COUNTY.

Henrietta—Paul Andrews, A. K. Swan.

Jay—E. J. Houston.

CAMERON COUNTY.

Brownsville—George More, Samuel A. Belden, Jr.

COMAL COUNTY.

Hunter—August Wallhoefer.

New Braunfels—Gus Tolle, H. E. Fischer.

COLLIN COUNTY.

Anna—G. E. Strother, S. P. Hawle.

Farmersville—J. T. Childress.

Nevada—L. P. Leverette.

Pike—F. L. Beasley.

Wylie—William Cooper.

CALDWELL COUNTY.

Lockhart—Otto Forcke, J. F. Carl.
Luling—E. F. Barnhill.

DENTON COUNTY.

Bates—J. B. Ray, Hubbard Bates.
Denton—L. Fulton.
Aubrey—W. L. Zumwalt, J. G. Powledge.
Sanger—J. W. Koons.
Garza—John C. Wright.
Shiloh—Z. H. Donald.
Krum—D. S. Donald.
Bolivar—A. J. Nance.
Stony—T. F. Smith.
Pilot Point—F. C. Blackwell.

DALLAS COUNTY.

Dallas—J. Henry Craven, Joseph E. Cockrell, E. B. Muse, C. F. Altermann, W. R. Faught, M. T. Conner, A. J. Jones, Emmett Chambers, Fred E. Forrest, J. M. Goddard, A. S. Coke, Geo. A. Carden, D. Frank Carden, Marshall Thomas, J. D. Bowles, S. B. Scott, J. L. Ross, T. P. Williams, C. W. Starling, Fred H. Lowrance, H. W. Sumners, P. A. Sidell, M. W. Townsend, J. R. Record, O. P. Bowser, John W. George, Herbert Y. Field, A. S. Lathrop, Joseph M. Dickson, Maurice E. Locke, Ernest L. Henry, F. R. Bowles, F. R. Malone, W. N. Coombes, C. A. Roden, H. L. Obenchain, W. W. Hillbrant, C. T. Morriss, Thomas M. Waller, W. M. Haynes, W. H. Benner, A. S. Lee, W. G. Achenbach, John Frey, A. M. Hatcher.
Duncanville—E. A. Daniel.
Grand Prairie—Mason P. Hayes.
Lancaster—J. H. Peebles, Joe T. Green, S. H. Atlebery, M. F. Horton.
Garland—T. J. Swim, J. D. Alexander.
Hutchins—A. S. Clark.
Mesquite—J. W. Kimbrough, L. S. Darling.
Wilmer—J. W. Fallen, M. D.

DE WITT COUNTY.

Cuero—John A. Graves, D. W. Nash.
Davy—W. N. Stobaugh.

DUVAL COUNTY.

San Diego—Wm. W. McCampbell.

EL PASO COUNTY.

El Paso—Jas. L. Marr, F. B. Hughes.
Van Horn—Herman Wagenfehr.

EASTLAND COUNTY.

Curtis—G. W. Hardin.
Cisco—D. K. Scott.
Gorman—S. P. Willard, E. N. Waldrep.
Rising Star—W. P. Bucy, W. A. Bucy.

Eastland—Claud P. Chastain, J. W. Hayne.
Jewell—Taylor Hixon.

ERATH COUNTY.

Stephenville—J. H. Herring, J. S. Watson.
Dublin—W. J. Davies, J. E. McCarty, Dick Wynne, Jr.
Desdemonia—A. S. Thompson.
Morgan Mill—William Burroughs.

ELLIS COUNTY.

Mountain Peak—W. M. Shytles.
Alma—H. K. Reed.
Byron—J. P. Odom.
Waxahachie—S. P. Skinner, R. S. Bynum, J. T. Gill, George L. Griffin, Lee Gammon, C. A. Kirksey, Jno. D. McRea, J. L. Gammon.
Ennis—C. W. McKenney.
Saralvo—Chas. L. Curry.

FALLS COUNTY.

Marlin—L. N. Stanley.
Rosebud—Geo. W. Riddle.
Chilton—J. C. Eakin.
Travis—J. D. Ratliff.

FRIO COUNTY.

Pearsall—Jno. T. Bivens.
Big Foot—Howard Jones.

FAYETTE COUNTY.

Flatonia—O. B. Basford.

FANNIN COUNTY.

Bonham—J. W. Donaldson, C. H. White, Wm. A. Bramlette, J. P. Windle, J. G. McGrady.
Ivanhoe—G. N. Parker.
Honey Grove—Geo. W. Wells.
Monkstown—T. A. Wells.
Ely—I. B. Norrell, I. B. Nowell.

FISHER COUNTY.

Roby—W. B. Elkin, W. E. Ponder, L. H. McCrea.

FORT BEND COUNTY.

Sugarland—F. J. Bullen.

GILLESPIE COUNTY.

Albert—A. M. Benner.

GRIMES COUNTY.

Apolonia—W. T. Wasson.
Anderson—R. S. Womack.
Pankey—R. E. L. Upchurch.
Navasota—G. W. L. Carr, H. S. Branch.
Cotton—W. W. Williamson.

GONZALES COUNTY.

Gonzales—J. F. Hopkins, Y. W. Holmes, E. C. Lamkin.
Waelder—W. J. Simmons.

GRAYSON COUNTY.

Denison—Wyeth Rorex, W. H. Robert, Jr., C. M. Davis-Burhans, Harry L. Person, S. D. Harper.

Van Alstyne—T. J. Brown, T. T. McKinney, J. T. Brown, Arthur L. Lair, T. A. Cotton.

Sherman—J. F. Flowers.
Sandusky—J. F. Thompson.
Collinsville—J. L. Harbison.
Whitewright—J. L. Cantrell.

HILL COUNTY.

Rienzi—J. M. Shaw.
Whitney—A. G. McMahon.
Itasca—M. S. Wood, John R. Griffin, A. W. Kerr.

Hillsboro—Walter Collins, E. S. Davis, E. G. Abbott, H. N. Spooner, Hector E. Stewart, G. D. Tarlton, Herman Mueller, W. E. Spell, H. C. Reavis, W. C. Wear, Lon Fennell, J. E. H. Railey, F. P. Works, W. R. Patterson, W. H. Lefevre, A. S. Baskett, C. M. Smithdeal, W. M. Williams.

Woodbury—Tom Taylor, O. Y. Brown.
Abbott—W. H. Saunders, Walter Collins.

Files—G. P. Selvidge.
Irene—E. A. Zollecoffer.

HARRISON COUNTY.

Harleton—G. W. Allen, E. W. Lancaster.

HARRIS COUNTY.

Houston—M. A. Grant, E. T. Chew, James H. Berry, A. E. Amerman, H. W. Anderson, Chas. E. Ashe, O. M. Bergin, T. W. Browne, A. B. Cohn, Thos. M. Coleman, H. H. Dooley, Joe H. Eagle, H. S. Fox, Jr., J. L. Hudson, R. E. Lewis, W. H. Olschewske, Fred H. Smith, H. A. Stoddard, Alfred Wisbey, G. M. Winstead, C. L. Warren, S. H. Huston, William Ware, W. A. B. Cornitius.

Deepwater—Hiram Lee, T. S. Gibbs.

HOUSTON COUNTY.

Belott—W. O. Sockey.
Crockett—John R. Sheridan, L. W. Cooper.

Lovelady—C. B. Moore.
Grapeland—J. J. Brooks.
Coltharp—G. W. Craddock.

HUNT COUNTY.

Van Sickie—T. J. Van Sickie.
Celeste—J. F. Puckett, J. M. Hoard.

Greenville—Miss Kate Ward, Alex Mason, A. H. Hefner, J. R. Brumitt, John C. Wynne, Wm. F. Harris.

Commerce—E. M. Faust.
Kingston—E. E. Mathews.
Wolfe City—W. B. Wingo.
Merit—E. S. Candler.

HAMILTON COUNTY.

Hico—George J. Wallace.

HAYS COUNTY.

San Marcos—W. P. Donaldson.

HOOD COUNTY.

Granbury—Will F. Lyle.

HENDERSON COUNTY.

Athens—Guy Green, John F. Cook.
Rusk—W. H. Williams.

JONES COUNTY.

Anson—D. L. Flynt.

IRION COUNTY.

Sherwood—John G. Gibbons.

JOHNSON COUNTY.

Cleburne—J. W. Lambard, W. B. Crawford, J. B. Warren, W. A. Wells, E. M. Heath, J. A. Stanford, James T. Johnson, A. C. Barber, W. H. Bledsoe, A. S. Bledsoe.

Alvarado—Andrew King.
Godley—J. H. Ardrey.
Venus—J. H. Owens.
Grand—T. S. Wade.

JACKSON COUNTY.

Edna—J. M. Lee, A. M. Staples.

JEFFERSON COUNTY.

Beaumont—A. E. Broussard, J. L. Compton, A. Moussier, Ike Bingham, Reuben Simonton, Thos. V. Smelker, W. B. Crawford, L. A. Kottwitz.

KAUFMAN COUNTY.

Terrell—Robt. L. Warren, J. M. Rutledge, Angus E. Alexander, C. M. Crumbaugh, A. H. Dashiell, Ed. R. Bumpass, A. B. Griffith, C. M. Cartwright, S. J. Cox, M. C. Cartwright, J. S. Grinnan, F. H. Grinnan, T. L. Stanfield, Clark Goodman, R. L. Browning, T. E. Sewell, E. H. Wicks.

Crandall—J. A. Crawford.
Kaufman—A. J. Hindman.
Peede—G. A. Buchanan.
Gossett—A. S. Cooper.
Elmo—R. E. Hall.
McCoy—James A. Barnes.

KIMBLE COUNTY.

Junction City—W. A. Williamson,
Horace E. Wilson.

LAVACA COUNTY.

Wied—A. J. Kallus, Frank L. Kutach.
Moravia—F. K. Bucek.
Hallettsville—James Kohn.
Shiner—F. W. Ledbetter, R. G. Seyd-
ler.
Yoakum—B. P. Stephenson.

LEON COUNTY.

Oakwoods—J. W. Brantley.
Centreville—James T. Ryan, William
Watson, J. D. Patrick.
Jewett—S. L. Cox.
Lena—Thos. D. Clark.
Middletown—Bruno L. Durst.

LIBERTY COUNTY.

Liberty—E. B. Pickett, Jr.
Dayton—H. B. Tucker.

LIMESTONE COUNTY.

Groesbeck—F. A. Harrison, C. S. Bond.
Thornton—F. M. Sellers.

LAMPASAS COUNTY.

Lameta—Frank McKean.

LAMAR COUNTY.

Blossom—Sam Martin, B. P. Roark,
Charles Hoover.
Paris—W. S. Moore, A. P. Parks,
Travis Henderson.
Glory—Joshua Finney, Joe Price.

MADISON COUNTY.

Willow Hole—W. L. Zulch.

MILLS COUNTY.

Goldthwaite—Phil H. Clements.

M'LENNAN COUNTY.

Waco—W. C. Peter, Meredith A. Sul-
livan, Tom T. McCullough, R. W. Joblo-
nowski, L. B. Black, Y. M. C. A. Rogers,
Joe F. Ellison, E. W. Hander, John T.
Walton, Rex V. Reavis, O. H. Cross, A.
W. Amthor, J. W. Dudley, Tom L. Mc-
Cullough, Dudley Keant, R. G. Pidcoke,
B. D. Owen, William Rufus Bryant, Dud-
ley Kent, J. W. B. Reeves, J. H. McKie,
J. H. Mackey.

Tours—A. H. Holechek.
Robinson—John Strauss.
Patrick—A. Bird.
McGregor—John C. Walton.
Hewitt—Trice Sneed.

MONTGOMERY COUNTY.

Montgomery—R. J. Sullivan.

55—Senate

MONTAGUE COUNTY.

Salona—R. H. Roberson.
Bowie—Z. T. Lowrie, R. D. Rugeley.
St. Jo—D. L. Dowd, R. A. Dunbar.
Stoneburg—A. S. Jamison, Elbert Hes-
ter.

MILAM COUNTY.

Rockdale—N. H. Tracy.

NUECES COUNTY.

Corpus Christi—E. A. McCampbell.
Alice—J. A. Gillett.
Brighton—C. L. Barnes.
Santa Gertrudes—Peter Phelan.

NAVARRO COUNTY.

Corsicana—M. A. Williams, M. B.
Montgomery, H. L. Stone, Roger Frost,
Simon Daniels, W. C. Caldwell, Huldah
Church, John R. Mayes, G. W. Hardy, C.
S. West, J. W. Scott, A. B. Graham, J. R.
Tatum, Jake H. Harrison, James Petty,
W. L. Wood, Miss Mary A. Chapman, J.
D. Roberts, J. T. Williams.
Kerens—W. S. Price, G. L. Wilson.
Blooming Grove—Thos. H. Jack.
Chatfield—R. M. McMullan.
Angus—T. J. Finch.
Frost—W. V. Crockett, Milton M. Bow-
man.
Cade—J. E. Grayson.
Eureka—J. J. Sullivan.

NOLAN COUNTY.

Sweetwater—D. J. Durham, Claud Mc-
Cauly.
Decker—T. S. Foster.

POTTER COUNTY.

Amarilla—Joseph Hall.

POLK COUNTY.

Moscow—Julius Baker, N. B. McClen-
ney.
Carmona—H. C. Harder.
Livingston—F. Campbell.
Colita—J. J. Mainor.

PARKER COUNTY.

Weatherford—W. F. Burchard, A. C.
R. Morgan, A. G. Boyle, J. M. Richards,
J. P. Mahoney.

PANOLA COUNTY.

Clayton—Albert Davis, J. C. Morri-
son.

PALO PINTO COUNTY.

Palo Pinto—John H. Hofsinger, Will-
iam Reagan.

REEVES COUNTY.

Pecos—J. E. Bowen, Max Krauskopf,
J. A. Gillett.

ROCKWALL COUNTY.

Rockwall—I. J. Austin.
Fate—W. B. Waller.

RAINES COUNTY.

Point—J. W. Humphrey.

RUNNELS COUNTY.

Winters—P. L. Meeks.
Ballinger—H. E. Dickinson.

ROBERTSON COUNTY.

Calvert—J. C. Volle.
Harris, W. M. Allison, W. A. Smith.

SAN SABA COUNTY.

San Saba—Leigh Burleson, George

STARR COUNTY.

——— R. B. Price.
Rio Grande City—Henry F. Hord.
Roma—Guillermo Muguerza.

STEPHENS COUNTY.

Breckenridge—T. W. Brown, W. C.
Veale.

SHELBY COUNTY.

Timpson—J. N. Hays, T. S. Garrison,
W. T. Avery, G. N. Weaver, J. B. Mose-
ley, Noble Weaver.
Center—R. L. Parker, J. L. King, O.
H. Polley, J. T. Polley, E. H. Carter.
Silas—Warren S. Green.
Teneha—G. A. Pierson, M. L. Massey.
Patroon—H. P. Bell.
Shelbyville—Frank Powell, W. D. El-
lington.

SMITH COUNTY.

Tyler—B. M. Roberts, Linton S. Sel-
man, Jno. M. Logan, W. H. Hanson, J.
W. Hogan.

SAN PATRICIO COUNTY.

Portland—F. D. Henderson.
Kaleta—Edward Cubage.

SHACKELFORD COUNTY.

Albany—D. C. Campbell.

TRAVIS COUNTY.

Austin—James L. McCarthy, J. P.
Byrne, Jack A. Fernandez, John R. Mob-
ley, August E. Huppertz, Emma M. Niedo-
mansky, J. O. Coupland, James L. John-
son, James T. Johnson, Rice Kuykendall,
Dr. L. D. Hill, E. H. Ackley, W. R.
Leonard, A. J. Johnson, George Begg, W.
H. Warren, J. C. Hunt, L. T. Rector, C.

M. Brown, C. P. Scrivener, J. H. Daniel.
Bee Cave—Carl Beck.

TRINITY COUNTY.

Trinity—Jno. B. Peyton.
Trevat—L. C. Harding.
Pennington—J. M. O'Neal.
Groveton—Jno. B. Turner.
Centralia—W. D. Hood.
Saron—C. H. Pilney.

TARRANT COUNTY.

Fort Worth—W. L. Stephens, Tillman
W. Sydnor, Paul Kurth, Mrs. J. M.
Wells, Charles O. Carter, J. F. Hoven-
kamp, Will Estes, M. T. Bradley, J. E.
Valentine, Jno. P. King, L. D. Prather,
O. S. Kennedy, Knox W. Anderson, Miss
Annie Althausen, F. M. Marple, C. M.
Templeton, C. T. Prewett, W. O. Morton,
A. B. Kelley, A. M. Scott, W. Erskine
Williams, Jas. W. Barbee.
Grapevine—F. L. West.
Crowley—James McNamara.

TITUS COUNTY.

Mt. Pleasant—Aaron Smith.

TAYLOR COUNTY.

Merkel—J. J. Miller.
Guyon—P. T. Hurt.
Abilene—W. S. O. Johnson, R. C.
Crane.

UPSHUR COUNTY.

Gilmer—M. P. Mell.

UVALDE COUNTY.

Uvalde—James Weir.

VICTORIA COUNTY.

Victoria—James K. Crain, L. C. Pond,
John L. Dupree.

VAN ZANDT COUNTY.

Canton—A. D. Luce, William Kennedy.

WISE COUNTY.

Decatur—J. T. Buckelew, J. T. John-
son, F. J. Ford.
Bridgeport—P. W. Tunnell, J. B. Col-
lier, H. F. Lackey.
Dan—J. L. Lopp.

WASHINGTON COUNTY.

Brenham—C. L. Wilkins, C. B. Gilles-
pie, Otto E. Binz.

WOOD COUNTY.

Mineola—William Sloan, O. P. Pyle,
A. B. Terry, Jno. W. Mansell.
Winnsboro—J. D. Richardson, Miss E.
Campbell.

WILLIAMSON COUNTY.

Georgetown—C. R. Faubion, B. F. Purl, Cooper Sansom, C. S. Eidman.
Granger—J. W. Wayman.
Bartlett—J. D. Slawson.
Round Rock—S. W. McClure.

WALLER COUNTY.

Waller—George P. Zeiss, J. C. Umland.

WHARTON COUNTY.

Golden Rod—J. H. Rhodes.
Spanish Camp—W. G. Henry.
Taylor's Store—Z. A. Taylor.

WALKER COUNTY.

Huntsville—B. F. Baldwin.

WILSON COUNTY.

Floresville—T. S. Lawhon.

DELTA COUNTY.

Lake Creek—B. B. Taylor.

FRANKLIN COUNTY.

Purley—J. J. Morris, G. E. Cowan, W. W. Long, F. M. Hastings.
Mt. Vernon—Z. R. Langston, A. E. Patton, R. W. Reeves, R. T. Wilkinson.
Winnsboro—Henry J. Mitchell, Andy J. Vannoy.
Scroggins—B. F. Fleming.
Yale—W. E. Taylor.
Gray Rock—B. F. Blake.

HOPKINS COUNTY.

Sulphur Springs—R. B. Caruthers, V. M. Clark, Theresa Bearwald.
Peerless—Green Ewing.

RED RIVER COUNTY.

Manchester—A. B. Carter.
Clarksville—J. P. Hender.
Bryarly—Joe L. Bryarly.

TYLER COUNTY.

Rockland—W. M. Weaver.

NACOGDOCHES COUNTY.

Nacogdoches—H. C. Fuller.

JASPER COUNTY.

Buna—G. W. Haynes.

M'CULLOCH COUNTY.

Brady—L. Ballon.

GUADALUPE COUNTY.

Seguin—W. P. H. Douglass.
New Berlin—Ed. Calies.

FLOYD COUNTY.

Curlew—John D. Rhea.

HARDEMAN COUNTY.

Quanah—J. T. Speare, R. W. Brunson.

ZAPATA COUNTY.

San Ygnacio—N. G. Navarro.

MEDINA COUNTY.

Hondo—Benjamin Thumm.

GOLIAD COUNTY.

Goliad—P. L. Campbell.

JACK COUNTY.

Jacksboro—J. B. Key.

STERLING COUNTY.

Sterling City—J. W. Swarts.

WICHITA COUNTY.

Iowa Park—W. W. Jackson.

CHILDRESS COUNTY.

Childress—Tom Jay Cox.

On motion of Senator Atlee, tomorrow at 11 a. m. was fixed as the hour for the Senate to go into executive session on the appointments of the Governor.

On motion of Senator Kerr, 150 extra copies of today's Journal was ordered printed for the use of the Senators.

PENDING BUSINESS.

The Chair laid before the Senate, on second reading,

Senate bill No. 323 (anti-trust bill), action being on Senator Greer's amendment (see Journal of May 5th).

Pending action,

On motion of Senator Burns, the regular order of business was suspended to take up, on second reading,

Senate bill No. 350, A bill to be entitled "An Act to provide for the purchase of one hundred acres of land, known as the Magnus T. Habermehl homestead, in the Arthur McCormick league, in order that the State of Texas may own and preserve the San Jacinto battle grounds."

The bill was read a second time, and ordered engrossed.

On motion of Senator Burns, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—20.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Goss.	Patterson.
Gough.	Ross.
Greer.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Wayland.
Kerr.	Yett.

Nays—1.

Grinnan.

Present—Not voting.

Potter.

Absent.

Dibrell.	Odell.
Lewis.	Stone.
Linn.	Turney.
Neal.	Yantis.

Absent—Excused.

McGee.

The bill was read a third time, and passed by the following vote:

Yeas—22.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Goss.	Patterson.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Wayland.
Kerr.	Yett.

Absent.

Dibrell.	Odell.
Lewis.	Stone.
Linn.	Turney.
Neal.	Yantis.

Absent—Excused.

McGee.

Senator Burns moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

Tabled.

Action recurring on pending business (Senate bill No. 323, anti-trust bill), the question was on the adoption of Senator Greer's amendment (see amendment in Journal of May 5th).

By Senator Patterson:

"Amend Section 10 of the amendment by striking out all after the word 'wages' and insert in lieu thereof the following, 'and provided further, that the penalty prescribed herein shall, after this act goes into effect, supersede and take the

place of the penalty prescribed in Article 5318, of Chapter 108, of the Revised Civil Statutes of the State of Texas of 1895, for violations of the provisions of said chapter, but no statute of the Penal Code or penalty prescribed thereby is intended to be affected by the provisions of this act.'"

Senator Davidson moved to table the amendment, and the amendment thereto.

Carried by the following vote:

Yeas—11.

Davidson.	Potter.
James.	Stafford.
Johnson.	Terrell.
Lloyd.	Wayland.
Miller.	Yett.
Morriss.	

Nays—7.

Atlee.	Kerr.
Burns.	Patterson.
Greer.	Ross.
Hanger.	

Absent.

Dibrell.	Stone.
Goss.	Turney.
Odell.	Yantis.

Absent—Excused.

McGee.

PAIRED.

Senator Gough, present, who would vote *yea*, with Senator Linn, absent, who would vote *nay*.

Senator Grinnan, present, who would vote *yea*, with Senator Lewis, absent, who would vote *nay*.

Senator Sebastian, present, who would vote *yea*, with Senator Neal, absent, who would vote *nay*.

By Senator Miller:

"Amend Senate bill No. 323 by adding thereto Section . . ., to read as follows:

"Section . . . The near approach of the end of the session, and the fact that we now have no adequate anti-trust law upon the statutes, and the importance of such legislation, creates an emergency and imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and it is so enacted.'"

Adopted.

By Senator Grinnan:

"Amend line 16, page 1, by adding after the word 'fix' the following, 'either in or outside of this State.' And amend line 22, page 1, by adding after the word 'limit' the following, 'either in or outside of this State.'"

Lost by the following vote:

Yeas—8.

Atlee.	Miller.
Grinnan.	Morriss.
James.	Terrell.
Johnson.	Wayland.

Nays—12.

Burns.	Lloyd.
Davidson.	Patterson.
Gough.	Potter.
Greer.	Ross.
Hanger.	Stafford.
Kerr.	Yett.

Present—Not voting.

Sebastian.

Absent.

Dibrell.	Odell.
Goss.	Stone.
Lewis.	Turney.
Linn.	Yantis.
Neal.	

Absent—Excused.

McGee.

Pending further action,

BILLS SIGNED.

The Chair gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read,

Senate bill No. 782, "An Act to authorize the Houston & Texas Central Railroad Company to purchase, own and operate the railroad of the Central Texas & Northwestern Railway Company with its franchises and appurtenances, the railroad of the Fort Worth & New Orleans Railway Company with its franchises and appurtenances, the Lancaster Tap Railroad with its franchises and appurtenances, the railroad of the Austin & Northwestern Railroad Company with its franchises and appurtenances, and the railroad of the Granite Mountain & Marble Falls City Railroad Company with its franchises and appurtenances, or either or any of such railroads with its or their franchises and appurtenances, and to authorize the owners of each of said railroads and its franchises and appurtenances to sell the same and to authorize said Houston & Texas Central Railroad Company to issue additional mortgage bonds, to the amount of the value of the railways, franchises and appurtenances so purchased, and to the amount of the value of the railroad hereafter constructed by it under the provisions of this act, as fixed or as the same may be fixed by the Railroad Commission of Texas, and to regulate the reports of such properties and the operations thereof, and to authorize the Houston & Texas Central

Railroad Company to construct, own, operate and maintain, or to amend its articles of incorporation so as to authorize it to construct, own, operate and maintain a railroad from a connection with the Austin & Northwestern railroad in Burnet county to the town of Lampasas."

House bill No. 712, "An Act to amend Chapter 5, of Title CII, of the Revised Civil Statutes of 1895, so as to place San Patricio county under the provisions of said chapter, relating to the mode of preventing certain animals from running at large in counties and subdivisions."

House bill No. 595, "An Act providing a mode by which horses, mules, jacks, jennets and cattle may be prevented from running at large in the following counties, or in any subdivision of said counties, viz.: Cooke, Bell, Ellis, Montague, Wharton, Fayette, Johnson, Collin, Rockwall, Lamar, Milam, Bexar, Denton, Falls, Navarro, Fannin, Hunt, Tarrant, Grayson, Dallas, Austin and Brazos."

House Committee Substitute for Senate bill No. 222, "An Act to authorize the Commissioner of the General Land Office to appoint two State land agents, prescribing their duty, fixing their salaries, making an appropriation therefor; providing for the recovery for the depredation upon timber and for the use or occupancy without lawful authority, and to prevent the free use and unlawful enclosure of any of the public lands owned or held in trust by the State for any purpose whatever, and creating an emergency."

(Senator Terrell in the chair.)

Returning to the consideration of pending business,

By Senator Atlee:

On page 4, in line 7, after the word 'aforesaid,' strike out all down to and including line 18, page 4, and insert the following, 'that it has not entered into any conspiracy, defined in Section 2 of this act, to form or secure a trust or monopoly in restraint of trade; that it has not been and is not now a monopoly by reason of any conduct on its part which would constitute it a monopoly under the provisions of Section 8 of this act, and is not the owner or lessee of a patent to any machinery, intended, used or designed for manufacturing any raw material or preparing the same for market by any wrapping, baling or other process, and while leasing, renting or operating the same refuses or fails to put the same on the market for sale; that it has not issued and does not own any trust certificates, and has not, for any corporation or any agent, officer or employe thereof, or for the directors or stockholders there-

of, entered into and is not now in any combination, contract or agreement with any person or persons, corporation or corporations, or with the stockholders, directors, or any officer, agent or employee of any corporation or corporations, the purpose or effect of which combination, contract or agreement would be a conspiracy to defraud as defined in Article 1 of this act, or to create a monopoly as defined in Sections 2 and 8 of this act."

By Senator Davidson:

"Amend by adding the amendment (Atlee's) after the word 'Article,' in line 18, page 4, of the bill."

Adopted.

The amendment as amended was adopted.

By Senator Hanger:

"Amend by adding Section 9:

"Section 9. The following corporations, co-partnerships, firms or individuals are also adjudged a monopoly and subject to all the pains and penalties provided in this act: Every corporation, co-partnership, firm or individual which may gather items of news or press dispatches for sale to newspapers, and which shall refuse to sell said items of news or press dispatches to more than one newspaper to a stated number of inhabitants in any city, town or subdivision of the State of Texas, or within a certain radius of territory. Every association of newspapers formed for the purpose of exchanging items of news and press dispatches which may require of its members under pain of forfeiting their membership that they do not sell to or exchange with newspapers not members of said association any news item or press dispatch."

Adopted.

Senator Atlee moved to reconsider the vote by which the substitute amendment offered by Senator Davidson for the amendment offered by Senator Burns (see Journal of May 5th) was adopted.

Reconsidered.

Pending action,

Senator Atlee offered the following substitute for the amendment (Burns'), and the substitute therefor (Davidson's):

"Section 7. The purchaser of any article or commodity from any individual, company or corporation transacting business contrary to the provisions of this act within this State or elsewhere shall not be liable for the price or payment thereof, and may plead this act as a defense to any suit for such price or payment, whether the purchase was made directly from the individual, company or corporation so unlawfully transacting business, or indirectly from one who act-

ed for such individual, company or corporation as agent, representative, solicitor or canvasser."

Adopted.

The amendment as substituted was adopted.

By Senator Gough:

"Amend by adding at the end of Section 4, as amended, the following, 'it is provided, however, that all parties making the affidavit provided for in this section shall be exempt from criminal prosecution of law that may be disclosed by such affidavit.'"

Senator Miller moved the previous question on the amendment and the bill, which was duly seconded and ordered.

The amendment was adopted, and the bill as amended ordered engrossed.

(President Pro Tem Stafford in the chair.)

On motion of Senator Potter, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—21.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Goss.	Potter.
Gough.	Ross.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Terrell.
James.	Wayland.
Johnson.	Yett.
Kerr.	

Absent.

Dibrell.	Patterson.
Lewis.	Stone.
Linn.	Turney.
Neal.	Yantis.
Odell.	

Absent—Excused.

McGee.

The bill was read third time, and passed.

Senator Miller moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

Tabled.

CONFERENCE COMMITTEE.

Senator Goss moved that the request of the House for a Free Conference Committee on House bill No. 412 be granted.

Carried, and the Chair appointed the following committee on part of the Senate: Senators Sebastian, Goss, Yett, Hanger and Atlee.

On motion of Senator Greer, the regular order of business was suspended to take up, on second reading,

Senate bill No. 349, A bill to be entitled "An Act to authorize, enable and permit School District No. Fourteen (14), of the county of Jefferson and the State of Texas to incorporate as an independent school district for free school purposes only, to be known as the Port Arthur Independent School District, with all the powers, rights and duties of independent school districts formed by incorporation of towns and villages for free school purposes only."

The bill was read a second time, and ordered engrossed.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—21.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Goss.	Potter.
Gough.	Ross.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Terrell.
James.	Wayland.
Johnson.	Yett.
Kerr.	

Absent.

Dibrell.	Patterson.
Lewis.	Stone.
Linn.	Turney.
Neal.	Yantis.
Odell.	

Absent—Excused.

McGee.

The bill was read a third time, and passed by the following vote:

Yeas—21.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Goss.	Potter.
Gough.	Ross.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Terrell.
James.	Wayland.
Johnson.	Yett.
Kerr.	

Absent.

Dibrell.	Patterson.
Lewis.	Stone.
Linn.	Turney.
Neal.	Yantis.
Odell.	

Absent—Excused.

McGee.

(Senator Miller in the chair.)

On motion of Senator Sebastian, the regular order of business was suspended to take up, on second reading,

Senate bill No. 251, A bill to be entitled "An Act to abolish the unorganized counties of Winkler and Loving, and to incorporate their territory in the county of Ward; to provide for the payment of certain bonds held by the State against the said unorganized counties out of funds now on hand to their credit, and for the transfer and payment of balance of said funds to the proper officers of the said Ward county."

The bill was read a second time, with committee amendments.

Pending action on the adoption of the committee amendments,

On motion of Senator Stafford, the regular order of business was suspended to take up, on second reading,

Senate bill No. 343, A bill to be entitled "An Act to make it a penal offense for any person to alter, change, destroy or mutilate any public record or documents authorized, required or permitted by law to be kept by any officer within this State, and to fix the punishment therefor."

The bill was read a second time.

By Senator Stafford:

Whereas, The fact that the laws of this State are now inadequate for the protection of the subjects of the foregoing act, wherefore an imperative public necessity exists that this act be passed under a suspension of the constitutional rule requiring bills to be read on three several days, and that it take effect from and after its passage, and it is so enacted.

Adopted.

The bill as amended was ordered engrossed.

On motion of Senator Stafford, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—20.

Atlee.	Lloyd.
Davidson.	Miller.
Goss.	Morriss.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Wayland.
Kerr.	Yett.

Nays—1.

Dibrell.

Absent.

Burns.	Patterson.
Lewis.	Stone.
Linn.	Turney.
Neal.	Yantis.
Odell.	

Absent—Excused.

McGee.

The bill was read a third time, and passed by the following vote:

Yeas—21.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Goss.	Potter.
Gough.	Ross.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Terrell.
James.	Wayland.
Johnson.	Yett.
Kerr.	

Absent.

Dibrell.	Patterson.
Lewis.	Stone.
Linn.	Turney.
Neal.	Yantis.
Odell.	

Absent—Excused.

McGee.

(President Pro Tem Stafford in the chair.)

Senator Miller moved to reconsider the vote by which the bill passed, and to lay that motion on the table.

Tabled.

INVITATION.

At the direction of the Chair, the following was read:

THE UNIVERSITY OF TEXAS,
Austin, Texas, May 9, 1899.

To the Honorable Members of the Honorable Senate of the State of Texas.

SIRS: The Oratorical Association of the University of Texas extends to you a cordial invitation to attend, at 8:30 o'clock this evening, in the University Auditorium, the exercises wherein will be chosen a representative for the University of Texas in the Southern Intercollegiate Oratorical Contest, which takes place at the University of Virginia.

Very respectfully,

H. E. BELL,
O. E. ROBERTS,
E. I. HILL,
Committee.

BILLS SIGNED.

The Chair gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read,

Senate bill No. 162, "An Act to define whitecapping, and fixing a punishment therefor."

Senate bill No. 68, "An Act to amend Article 805, Chapter 3, of the Penal Code of the State of Texas, as adopted at the Regular Session of the Twenty-fourth Legislature, so as to make the penalty prescribed applicable to all pastures, regardless of their size."

Senate bill No. 103, "An Act to amend Section 23, of Article 1194, of the Revised Civil Statutes of the State of Texas, regulating the venue of suits against private corporations, associations and joint stock companies, so as to permit suits against carriers to be brought in any county in which the carrier on whose line the freight or baggage originated or was first shipped, has an office or agency, and against whom, with others, damages are claimed, or in any county in which is situated the depot, town or point to which the freight or baggage was consigned or shipped, and to permit two or more carriers to be joined in one suit."

Senate bill No. 306, "An Act to authorize the Gulf, Beaumont & Kansas City Railway Company to purchase, own and operate the railroad, including all the property rights, franchises and appurtenances of the Gulf, Beaumont & Great Northern Railway Company, now existing or that may hereafter be built or acquired by the Gulf, Beaumont & Great Northern Railway Company, and to authorize the Gulf, Beaumont & Kansas City Railway Company, in the name of the Gulf, Beaumont & Great Northern Railway Company, to issue bonds and to secure the same by mortgage upon the railway property, property rights and franchises of the Gulf, Beaumont & Great Northern Railway Company, under orders of the Railroad Commission of Texas, and to enable the said corporation, the Gulf, Beaumont & Great Northern Railway Company, to construct this proposed line of railway as provided in its charter, and for said purpose to raise money through the issuance of stock and bonds."

Senate bill No. 334, "An Act to authorize the St. Louis Southwestern Railway Company of Texas to purchase, own and operate a railway extending from a point in or near the town of Tyler, in Smith county, to a point in or near the town of Lufkin, in Angelina county, with its franchises and appurtenances, known as the Tyler Southeastern Railway; and

to authorize the Tyler Southeastern Railway Company, and the owners thereof, to sell the same; and to authorize the St. Louis Southwestern Railway Company of Texas to assume the payment of the indebtedness of the Tyler Southeastern Railway Company, and to own and operate the property so purchased."

Senate bill No. 144, "An Act to authorize the Texas & New Orleans Railroad Company to own and operate, or to amend its charter or articles of incorporation so as to authorize it to own and operate a railroad connection between the railroad known as the Sabine & East Texas Railway and the railroad known as the Texas Trunk Railroad, and to construct such railroad as may be requisite for the purpose of making such railroad connection; to confirm the purchase by the Texas & New Orleans Railroad Company of said railroad known as the Sabine & East Texas Railway, its franchises and appurtenances, and to authorize said railroad company to own and operate the same; to authorize said Texas & New Orleans Railroad Company to purchase, own and operate the railroad known as the Texas Trunk Railroad, with its franchises and appurtenances, and the railroad known as the Louisiana Western Extension Railroad, with its franchises and appurtenances; to authorize the owners of each of said railroads to sell the same, with its franchises and appurtenances, to the said Texas & New Orleans Railroad Company, and to prescribe the conditions upon which such sales shall be valid; to authorize the Texas & New Orleans Railroad Company to issue additional mortgage bonds to the amount of the value, as the same is or may be fixed by the Railroad Commission of Texas, of such of said railroads and their respective franchises and appurtenances as may have been so purchased by it, and to the amount of the value, as the same may be so fixed, of the railroad to be constructed as aforesaid connecting the Sabine & East Texas Railway with the Texas Trunk Railroad; and to regulate the reports of such properties and the operation thereof."

Senator Miller moved to adjourn until 3 p. m.

Senator James moved to adjourn until 10 a. m. tomorrow.

The Senate adjourned until 10 a. m. tomorrow.

EIGHTY-SECOND DAY.

Senate Chamber,
Austin, Texas, Wednesday, May 10, 1899.

Senate met pursuant to adjournment.

President Pro Tem. Stafford in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Atlee.	Morriss.
Burns.	Neal.
Davidson.	Patterson.
Goss.	Potter.
Gough.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Wayland.
Kerr.	Yantis.
Lloyd.	Yett.
Miller.	

Absent.

Dibrell.	Odell.
Greer.	Stone.
Lewis.	Turney.
Linn.	

Absent—Excused.

McGee.

Prayer by the Chaplain, Rev. Dr. Denison.

Pending the reading of the Journal of yesterday,

On motion of Senator Yett, the same was dispensed with.

PETITIONS AND MEMORIALS.

By Senator Patterson:

Four numerous signed petitions from citizens of Bell county, asking for the passage of House bill authorizing and empowering city councils to regulate and control the rates and tolls of water companies, electric light companies, and all other companies enjoying city franchises, and engaged in a public service.

The petitions were read and referred to the Committee on Towns and City Corporations.

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, May 10, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 323, being a bill to be entitled "An Act to prohibit pools, trusts, monopolies and conspiracies to control business and prices of articles, to prevent the formation or operation of pools, trusts, monopolies and combinations, and provide a penalty therefor, and to pro-